

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 7520 of 1999

For Approval and Signature:

Hon'ble MR.JUSTICE M.C.PATEL

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO
2. To be referred to the Reporter or not? : NO
3. Whether Their Lordships wish to see the fair copy of the judgement? : NO
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO
5. Whether it is to be circulated to the Civil Judge? : NO

GSRTC

Versus

GOVINDBHAI K PATEL

Appearance:

MR HS MUNSHAW for Petitioner

MR BA VAISHNAV for Respondent

CORAM : MR.JUSTICE M.C.PATEL

Date of decision: 15/12/1999

ORAL JUDGEMENT

Rule. Mr. B.A.Vaishnav, learned advocate waives service of rule for respondent. By consent, the petition is finally disposed of today.

In the departmental proceedings, the respondent-Conductor was awarded the punishment of reduction of 10 stages. The Industrial Tribunal has set aside the punishment on the ground that it was excessive

and disproportionate and has awarded the punishment of stoppage of two increments with permanent effect.

Having heard submissions made by the learned advocates for the parties, I am of the opinion that the punishment of stoppage of five increments with permanent effect will meet the ends of justice in the facts and circumstances of the case. The award of the Industrial Tribunal stands modified accordingly. Rule made absolute accordingly. No order as to costs.

Date:15/12/1999. -----

ccshah